

05 JUN 2005
FEDERAL DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
FILED
3:47

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10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 SAN FRANCISCO DIVISION

13 UNITED STATES OF AMERICA,) No. 3-05-70377 EDL
14 Plaintiff,) [PROPOSED] ORDER AND STIPULATION
15 v.) CONTINUING PRELIMINARY HEARING/
16 ARMANDO GRANADOS-ANGELES,) ARRAIGNMENT DATE AND WAIVING
a/k/a Armando Granados Angeles,) TIME LIMITS UNDER F.R.Cr.P 5.1.
17 a/k/a Armando Grenades)
18 Defendant.)

19
20 The parties appeared before the Court on June 3, 2005. With the agreement of the parties,
21 and with the consent of the defendant, the Court enters this order scheduling a preliminary
22 hearing date of June 23, 2005 at 9:30 a.m., before the Honorable Maria-Elena James and
23 documenting the defendant's waiver of time limits under Federal Rule of Criminal Procedure
24 5.1. The parties agreed, and the Court found and held, as follows:

25 1. The defendant waived the time limits for a preliminary hearing under Federal Rule of
26 Criminal Procedure 5.1. Failure to grant the requested continuance would unreasonably deny
27 both defense and government counsel reasonable time necessary for effective preparation, taking
28 into account the exercise of due diligence, and would deny the defendant continuity of counsel.

STIPULATION AND ORDER
3-05-70377 EDL

1 2. Counsel for the defense believes that postponing the preliminary hearing is in his
2 client's best interest, and that it is not in his client's interest for the United States to indict the
3 case before the June 23, 2005 preliminary hearing date.

4 3. The Court found that, taking into the account the public interest in the prompt
5 disposition of criminal cases, these grounds are good cause for extending the time limits for a
6 preliminary hearing under Federal Rule of Criminal Procedure 5.1.

7 4. The Court scheduled a preliminary hearing date of June 23, 2005 at 9:30 a.m., before
8 the Honorable Maria-Elena James.

10 IT IS SO STIPULATED.

12 DATED: 6/17/05

Elton and Dr. Watson

CHRISTINE S. WATSON
Special Assistant United States Attorney

15 DATED: 6/22/05

BARRY J. PORTMAN
BARRY J. PORTMAN
Attorney for Armando Granados-Angeles

18 IT IS SO ORDERED.

19 DATED: 15-3-05

HON. MARIA-ELENA JAMES
United States Magistrate Judge

1 CERTIFICATE OF SERVICE

2 The undersigned hereby certifies that she is an employee of the Office of the United States
3 Attorney for the Northern District of California and is a person of such age and discretion to be
4 competent to serve papers. The undersigned further certifies that she caused a copy of:

5 **ORDER AND STIPULATION CONTINUING PRELIMINARY HEARING DATE,
6 WAIVING TIME LIMITS UNDER F.R. CR. P. 5.1**

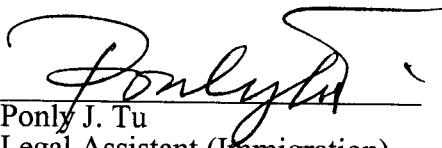
7 to be served this date on the party(ies) in this action,

8 Via Hand Delivery

9 **BARRY J. PORTMAN**
10 Assistant Federal Public Defender
11 450 Golden Gate Avenue, 19th Floor
12 San Francisco, CA 94102

13 I declare under penalty of perjury under the laws of the State of California that the
14 foregoing is true and correct.

15 Dated: June 23, 2005


Ponly J. Tu
Legal Assistant (Immigration)
U.S. Attorney's Office

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